GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – WRD - ACB (DA) Case - Sri Golla Manikya Rao, EE, Priyadrishini Jurala Project (PJP) Gadwal Circle-1 Executive Division-2 (Zone-IV) Mahabubnagar, Dist. and subsequently retired - Non-submission of Annual Property Returns for the years 31.12.2008 to 31.12.2011 and not obtained prior permission from the higher authorities before purchase of immovable assets - Departmental proceedings issued under A.P.Civil Services (CCA) Rules, 1991 - Imposition of the penalty of "Withholding of 5% of Pension for a period of (2) years, under Rule 9 of APRP Rules, 1980 - Orders - Issued.

WATER RESOURCES (VIG.III.2) DEPARTMENT

G.O.Rt.No.86 Dated: 22/02/2024

Read the following:

1. Radio Message received from the Inspector of police, Range-II, ACB, Guntur, Vijayawada Range, dt.06.06.2011.
2. G.O.Rt.No.634, I&CAD (Services.VI) Deptt., dt. 20-06-2011
3. From the DG, ACB, A.P., Hyd., C.No.127/RCA-VGT/2011-S.9, Dt.07-07-2011.
4. G.O.Ms.No.30, I&CAD (IW Ser.VI (I)) Dept., dt.23-02-2012.
5. G.O.Rt.No.291, I&CAD, (Ser.VI) Department, dt. 29-04-2014
6. From the DG, ACB, Hyderabad, C.No.127/RAC-VKT/2011-17, dt. 19-02-2015
7. G.O.Ms.No.156, WR (Vig.I) Deptt., dt. 08-10-2015.
8. G.O.Rt.No.656, W.R.(Vig.I) Dept., dt.08.10.2015.
9. From the ENC (AW), Lr.Rc/ENC/H(1)/11596/2011, dt.15-02-2018
10. G.O.Rt.No.334, W.R. (Vig.I) Dept., dt.07.05.2018.
11. From the CE, HRD, Vijayawada, Inquiry Report Lr.No.CE/HRD/V&E/Enquiry-V, dt.02-02-2020
12. Govt.Memo.No.14148/Vig.I/A2/2011-13, dt. 21-05-2020.
13. Govt.Memo.No.14148/Vig-I/A2/2011-13,W.R(Vig.I) Dept., dt.16.09.2021
14. From the ENC (AW), Vijayawada Lr.No.Rc/ ENC/H1/ 11596/ 2011, dt.23.12.2021 along with explanation of the A.O Sri Golla Manikya Rao (Retired), formerly Executive Engineer, dt.15.11.2021.

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ORDER:

In the reference 1st read above, the Inspector of police, Range-II, ACB, Guntur, Vijayawada Range, has informed that a case was registered against Sri Golla Manikya Rao, Executive Engineer, I&CAD, Priyadarshini Jurala Project (PJP), Gadwal Circle No.1, Executive Division No.2 (Zone-IV), Mahabubnagar District on the allegations of acquisition of assets disproportionate to the known sources of his legal income.

2. In the reference 2nd read above, it was ordered that Sri Golla Manikya Rao Executive Engineer, I&CAD, Priyadarshini Jurala Project (PJP), Gadwal Circle No.1, Executive Division No.2 (Zone-IV), Mahabubnagar District was deemed to have been placed under suspension with effect from the date of his detention i.e., the 04-06-2011 in terms of Rule 8(2) (a) of the APCS (Classification control and Appeal) Rules 1991 and shall remain under suspension until further orders.

3. In the reference 3rd read above, the DG, ACB, Hyderabad has furnished preliminary report informing that the A.O. was involved in a case of moral turpitude and the criminal case was under investigation and that further investigation of this disproportionate assets case is under progress, several witnesses and documents are required to be examined and verified and therefore requested to continue the AO Sri. Golla Manikya Rao, Executive Engineer, I&CAD, under suspension, the contentions of the AO if any will be verified and decision taken on merits.

(P.T.O.)

4. In the reference 4th read above, Government have authorized the investing Officer of ACB, dealing with this case, for filing an application in the court of the Special Judge for SPE & ACB cases Vijayawada for attachment of the properties worth Rs.1,75,65,500/- as described in Annexures-1 to V of this order under Section 3 of the Criminal Law (Amendment) Ordinance, 1944.

5. In the reference 5th read above, Government have issued orders reinstating Sri. Golla Manikya Rao, Executive Engineer (U/s), in to service, without prejudice to the departmental action to be initiated against him and instructed the Engineer-in-Chief (AW), WRD, A.P., Hyderabad, to post him in far of non-focal post.

6. In the reference 6th read above, the DG, ACB, Hyderabad in his Final Report has stated that as per the Oral and documentary evidence collected during the Investigation, it is substantiated that the AO purchased assets worth Rs.1,38,05,198/- and was found in possession of disproportionate assets to his know sources income to a tune of Rs.66,71,316/- The AO has purchased and possessed in his name and in the name of his family members without obtaining any prior permission from his competent authority. Further, he has not submitted Annual Property Returns for the year ending 31.12.2008 to 31.12.2011. Thus he has violated the provision of Rule 9 (1) of APCS (Conduct) Rules 1964, thus failed to maintain the integrity in violation of APCS (conduct) Rules, 1964.

7. In the reference 7th read above, Government have issued sanction order for prosecution under the prevention of corruption Act, 1988 for allegation of possession of assets disproportionate to the known sources of income against Sri. Golla Manikya Rao, EE, Priyadrishini Jurala Project (PJP) Gadwal Circle-1, Executive Division-2 (Zone-IV) Mahaboobnagar, Dist..

8. In the reference 8th read above, Government have issued Articles of Charge Inquiry against Sri. Golla Manikya Rao, EE, Priyadrishini Jurala Project (PJP) Gadwal Circle-1, Executive Division-2 (Zone-IV) Mahabubnagar, Dist. for Non- submission of Annual Property Returns for the year ending 31.12.2008 to 31.12.2011 and not obtaining prior permission from the higher authorities before purchase of immovable assets in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification Control and Appeal) Rules 1991, with a direction to submit his Written Statement of Defense) within (15) days.

9. In the reference 9th read above, Sri. Golla Manikya Rao, EE, Priyadrishini Jurala Project (PJP) Gadwal Circle-1 Executive Division-2 (Zone-IV) Mahabubnagar, Dist., has submitted written statement of defense along with enclosures in which he has denied all the Charges and requested to drop further action in the matter.

10. In the reference 10th read above, the Government have appointed the Chief Engineer, HRD, Vijayawada, as Inquiring Authority, to inquire into the charges framed against Sri Golla Manikya Rao (Retired), formerly EE earlier worked in I&CAD, Priyadarshini Jurala Project (PJP), Gadwal Circle No.1, Executive Division No.2 (Zone-IV), Mahabubnagar District and also appointed Sri. G.Sridhar, Range Inspector-II, ACB, Guntur, as Presenting Officer, to present the case before the Inquiring Authority, on behalf of the Government, in support of the articles of charges.

11. In the reference 11th read above, the CE, HRD, Vijayawada has submitted Inquiry report on the charges against the Sri. Golla Manikya Rao, EE, Priyadrishini Jurala Project (PJP) Gadwal Circle-1 Executive Division-2 (Zone-IV) Mahabubnagar, Dist and reported that the charge were held proved against him.

12. In the reference 12th read above, the Government have communicated a copy of the above Inquiry report to Sri. Golla Manikya Rao, EE, priyadrishini Jurala Project (PJP) Gadwal Circle-1 Executive Division-2 (Zone-IV) Mahaboobnagar, Dist., under rule 21 of A.P.Civil Services (CCA) Rules, 1991, through the Engineer-in-Chief (AW), WRD, A.P., Vijayawada, with a direction to submit his representation, if any, on the findings of the Inquiring Authority within (15) days and accordingly, he has submitted his representation with a request to excuse him.

13. After examination of the entire matter, the Government have taken a provisional decision to impose a penalty of "Withholding of 5% of Pension for a period of (2) years", under Rule-9 of APRP Rules, 1980 against Sri. Golla Manikya Rao, EE, (Retired) Priyadarishini Jurala Project (PJP) Gadwal Circle-1 Executive Division-2 (Zone-IV) Mahaboobnagar, Dist., as per the findings of Inquiry Officer and issued a Notice, in the reference 13th read above, to him with a direction to show cause as to why the above said Penalty should not be imposed on him, and to submit his representation, if any, within (15) days from the date of receipt of the memo.

15. In the reference 14th read above, the Engineer-in-Chief (AW), WRD, AP, Vijayawada has furnished explanation of Sri Golla Manikya Rao Executive Engineer, I&CAD, Priyadarshini Jurala Project (PJP), Gadwal Circle No.1, Executive Division No.2 (Zone-IV), Mahabubnagar District stating that he has not committed any mistake regarding the assets acquired by his wife and also stated that she has obtained prior permission from her competent authority and however he has agreed with imposition of the above penalty.

16. The Government, after careful examination of the above matter, hereby, impose the penalty of "Withholding of 5% of Pension for a period of two years", under rule-9 of APRP Rules, 1980, against Sri. Golla Manikya Rao, EE, (Retired) Priyadrishini Jurala Project (PJP) Gadwal Circle-1 Executive Division-2 (Zone-IV) Mahabubnagar, Dist., pending criminal case in ACB Trial Court, as the Charge framed against him were held proved.

18. The Engineer-in-Chief (Administration Wing.), Water Resources Department, Vijayawada shall take further necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Shashi Bhushan Kumar I A S
Principal Secretary To Government

To
Sri Golla Manikya Rao, Executive Engineer, I&CAD, Priyadarshini Jurala Project (PJP), Gadwal Circle No.1, Executive Division No.2 (Zone-IV), Mahabubnagar District.
The Engineer-in-Chief (AW), Water Resources Department, Vijayawada.
Copy to:
The Secretary, Andhra Pradesh Vigilance Commission, Velagapudi.
The DG, ACB, Vijayawada.
SF / SC.

//FORWARDED::BY ORDER//

SECTION OFFICER